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**BellSouth Telecommunications, Inc**

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**Guy M Hicks**

General Counsel

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July 20, 2004

Hon Pat Miller  
Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

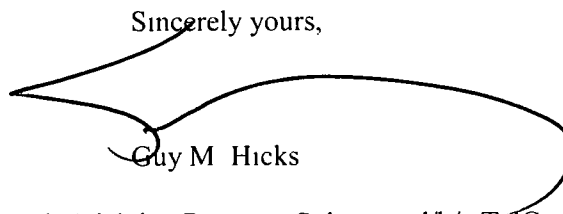
Re *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc and Adelphia Business Solutions Operations, Inc and Adelphia Business Solutions of Nashville, LP Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*  
Docket No. 04-00215

Dear Chairman Miller:

Pursuant to Section 252(e) of the Telecommunications Act of 1996, Adelphia Business Solutions Operations, Inc and Adelphia Business Solutions of Nashville, LP and BellSouth Telecommunications, Inc are hereby submitting to the Tennessee Regulatory Authority ("TRA") the original and fourteen copies of the attached Petition for Approval of the Amendment to the Interconnection Agreement dated April 4, 2000. The Amendment adds Virtual Collocation to the Agreement.

Thank you for your attention to this matter.

Sincerely yours,



Guy M Hicks

cc. John Glicksman, General Counsel, Adelphia Business Solutions d/b/a TelCove  
Brian Fitzgerald, LeBoeuf, Lamb, Greene & MacRae

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In re: *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. and Adelphia Business Solutions Operations, Inc. and Adelphia Business Solutions of Nashville, L.P Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*

Docket No. \_\_\_\_\_

**PETITION FOR APPROVAL OF THE**  
**AMENDMENT TO THE INTERCONNECTION AGREEMENT**  
**NEGOTIATED BETWEEN BELL SOUTH TELECOMMUNICATIONS, INC.**  
**AND ADELPHIA BUSINESS SOLUTIONS OPERATIONS, INC. AND**  
**ADELPHIA BUSINESS SOLUTIONS OF NASHVILLE, L.P.**  
**PURSUANT TO THE TELECOMMUNICATIONS ACT OF 1996**

COME NOW, Adelphia Business Solutions Operations, Inc. and Adelphia Business Solutions of Nashville, L.P. ("Adelphia") and BellSouth Telecommunications, Inc., ("BellSouth"), and Adelphia file this request for approval of the Amendment to the Interconnection Agreement dated April 4 2000 (the "Amendment") negotiated between the two companies pursuant to Sections 251 and 252 of the Telecommunications Act of 1996, (the "Act"). In support of their request, Adelphia and BellSouth state the following:

1. Adelphia and BellSouth have successfully negotiated an agreement for interconnection of their networks, the unbundling of specific network elements offered by BellSouth and the resale of BellSouth's telecommunications services to Adelphia.
2. The parties have recently negotiated an Amendment to the Agreement which adds Virtual Collocation to the Agreement. A copy of the Amendment is attached hereto and incorporated herein by reference.
3. Pursuant to Section 252(e) of the Telecommunications Act of 1996, Adelphia and BellSouth are submitting their Amendment to the TRA for its consideration

and approval. The Amendment provides that either or both of the parties is authorized to submit this Amendment to the TRA for approval.

4. In accordance with Section 252(e) of the Act, the TRA is charged with approving or rejecting the negotiated Amendment between BellSouth and Adelphia within 90 days of its submission. The Act provides that the TRA may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity.

5. Adelphia and BellSouth aver that the Amendment is consistent with the standards for approval.

6. Pursuant to Section 252(i) of the Act, BellSouth shall make the Agreement available upon the same terms and conditions contained therein.

Adelphia and BellSouth respectfully request that the TRA approve the Amendment negotiated between the parties.

This 20<sup>th</sup> day of July, 2004.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC

By: 


Guy M. Hicks  
333 Commerce Street, Suite 2101  
Nashville, Tennessee 37201-3300  
(615) 214-6301  
Attorney for BellSouth

### CERTIFICATE OF SERVICE

I, Guy M. Hicks, hereby certify that I have served a copy of the foregoing Petition for Approval of the Amendment to ~~the~~ Interconnection Agreement on the following via United States Mail on the 20<sup>th</sup> day of July, 2004:

John Glicksman  
General Counsel  
Adelphia Business Solutions d/b/a TelCove  
121 Champion Way  
Canonsburg, PA 15317

Brian Fitzgerald  
LeBoeuf, Lamb, Greene & MacRae  
99 Washington Avenue  
Suite 2020  
Albany, New York 12210

  
Guy M. Hicks

**AMENDMENT  
TO THE  
AGREEMENT BETWEEN  
ADELPHIA BUSINESS SOLUTIONS OPERATIONS, INC.  
D/B/A TELCOVE,  
ADELPHIA BUSINESS SOLUTIONS OF NASHVILLE, LP  
D/B/A TELCOVE  
AND  
BELLSOUTH TELECOMMUNICATIONS, INC.  
DATED APRIL 4, 2000**

Pursuant to this Amendment, (the "Amendment"), for the state of Tennessee, Adelphia Business Solutions Operations, Inc., d/b/a TelCove and Adelphia Business Solutions of Nashville, LP, d/b/a TelCove, (collectively referred to as "TelCove") and BellSouth Telecommunications, Inc. ("BellSouth"), hereinafter referred to collectively as the "Parties", hereby agree to amend that certain Interconnection Agreement between the Parties dated April 4, 2000, as amended by that certain amendment dated January 30, 2004, effective February 29, 2004 (the "Agreement"), to be effective May 24, 2004

WHEREAS, BellSouth and TelCove entered into the Agreement on April 4, 2000, and;

NOW THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows

1. The Parties agree to add to Attachment 4, Collocation, Exhibit A, rates for virtual collocation in Tennessee, as identified in Exhibit A attached hereto, and made a part of this Amendment
2. All of the other provisions of the Agreement, dated June 20, 2000, shall remain in full force and effect.
3. Either or both of the Parties are authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996

## Signature Page

IN WITNESS WHEREOF, the Parties have executed this Agreement the day and year written below.

**BellSouth Telecommunications, Inc.**

**Adelphia Business Solutions  
Operations, Inc., d/b/a TelCove,  
Adelphia Business Solutions of  
Nashville, LP, d/b/a TelCove**

By: 

By: 

Name: Kristen E. Rowe

Name: James E. Means

Title: Director

Title: Corporate Secretary

Date: 5/11/04

Date: 5-4-04